

AMENDED IN SENATE APRIL 10, 2008

SENATE BILL

No. 1472

Introduced by Senator Ashburn

February 21, 2008

An act to amend ~~Section 18546~~ *Sections 18546 and 19889.3* of the Government Code, relating to public employment.

LEGISLATIVE COUNSEL'S DIGEST

SB 1472, as amended, Ashburn. Public employment.

Existing law establishes a state civil service system that includes career executive assignments. Career executive assignments are appointments to a high administrative and policy influencing position within the state civil service in which the incumbent's primary responsibility is the managing of a major function or the rendering of management advice to top-level administrative authority.

This bill would expand the category of persons eligible for a career executive assignment to include those persons who previously had permanent status in the civil service.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 18546 of the Government Code is
- 2 amended to read:
- 3 18546. "Career executive" means an employee appointed from
- 4 an employment list established for the express purpose of providing
- 5 a list of persons with permanent status or who previously had
- 6 permanent status in the civil service who are available for career

1 executive assignments, in which selection, classification, salary,
2 tenure, and other conditions of employment may be varied from
3 those prevailing under Chapters 3 (commencing with Section
4 18800) through 7 (commencing with Section 19570) for other
5 employees in the state civil service.

6 *SEC. 2. Section 19889.3 of the Government Code is amended*
7 *to read:*

8 19889.3. Eligibility for appointment to positions in the career
9 executive assignment category shall be established as a result of
10 competitive examination of persons with permanent status *or who*
11 *previously had permanent status* in the civil service who meet such
12 minimum qualifications as the State Personnel Board may
13 determine are requisite to the performance of high administrative
14 and policy influencing functions. No person employed in a career
15 executive assignment shall be deemed to acquire as a result of such
16 service any rights to or status in positions governed by the
17 provisions of this part relating to the civil service other than the
18 category of career executive assignment, except as provided by
19 State Personnel Board rule. The State Personnel Board shall
20 provide by rule that an employee shall, if he or she so desires, at
21 the termination of his or her appointment to a career executive
22 assignment, be reinstated to a civil service position that is (a) not
23 a career executive assignment and (b) that is at least at the same
24 salary level as the last position that he or she held as a permanent
25 or probationary employee. If the employee has completed a
26 minimum of five years of state service, he or she may return to a
27 position that is (a) at substantially the same salary level as the last
28 position in which he or she had permanent or probationary status
29 or (b) at a salary level that is at least two steps lower than that of
30 the career executive position from which the employee is being
31 terminated. For the purpose of this section “employee” means a
32 permanent employee, or an employee serving under another
33 appointment who previously had permanent status and who, since
34 such permanent status, has had no break in the continuity of his
35 or her state service.